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UNITED STATES PATENT AND TRADEMARK OFFICE Trademark Trial and Appeal Board P.O. Box 1451 Alexandria, VA 22313-1451

Mailed: August 11, 2005

Concurrent Use No. 94001242

HARRY'S FARMERS MARKET, INC.

ν.

THE HARRIS SOUP COMPANY, INC.

Vionette Baez, Paralegal Specialist

Applicant's August 23, 2004 motion to resume of proceedings is hereby granted.

Accordingly, proceedings herein are resumed and trial dates, including the close of discovery, are reset as follows:

THE PERIOD FOR DISCOVERY TO CLOSE: August 11, 2005

30-day testimony period for party in position of plaintiff to close: November 9, 2005

30-dayestimony period for party in position of defendant to close: January 8, 2006

15-day rebuttal testimony period to close: February 22, 2006



08-22-2005 U.S. Patent & TMOfc/TM Mail Rcpt Dt. #72 In each instance, a copy of the transcript of testimony together with copies of documentary exhibits, must be served on the adverse party within thirty days after completion of the taking of testimony. Trademark Rule 2.125.

Briefs shall be filed in accordance with Trademark Rule 2.128(a) and (b).

An oral hearing will be set only upon request filed as provided by Trademark Rule 2.129.

United States Patent and Trademan

Commissioner for Trademarks

P.O. Box 1451

Alexandria, VA. 22313-1451

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